

**United States Environmental Protection Agency
Criminal Investigation Division
Investigative Activity Report**

Case Number

0606-0015

Case Title:

CES Environmental Services

Reporting Office:

Houston, TX Resident Office

Subject of Report:

Execution of Search Warrant at CES Environmental Services, Inc.

Activity Date:

August 4, 2009

Copies to:

Related Files:

Reporting Official and Date:

(b) (6), (b) (7)(C) , SA

13-AUG-2009, Signed by: (b) (6), (b) , SA

Approving Official and Date:

(b) (6), (b) (7)(C) , SAC

14-AUG-2009, Approved by: (b) (6), (b) , ASAC

SYNOPSIS

A search warrant was executed on August 04, 2009, at CES Environmental Services, Inc. CES is located at 4904 Griggs Road, Houston, TX 77021

DETAILS

A search warrant was executed on August 04, 2009, at CES Environmental Services, Inc. CES is located at 4904 Griggs Road, Houston, TX 77021. 121 boxes of documents were seized, as well as multiple samples. The pre-search warrant briefing conducted on August 03, 2009 required that during the execution of the search warrant all employees be sent to the CES training building.

SA (b) (6), met (b) (6), (b) (7)(C) , CES, Facility Manager, at the gate located near the main office building and served (b) (6), (b) with a copy of the search warrant. After the facility was secured, Manager (b) (6), , Manager (b) (6), (b) (6), (b) and Manager (b) (6), (b) (7)(C) were identified in the group of employees gathered in front of the training building. The identified managers advised SA (b) (6), that there were no processes running.

SA (b) (6), spoke to the gathered employees in front of the training building and told them about the search warrant and its purpose. SA (b) (6), also told the gathered employees they were not under arrest and were free to go at any time. SA (b) (6), told the gathered employees that they could leave and wait to be interviewed. SA (b) (6), told the gathered employees once they left the facility, they would not be allowed back on the facility until the conclusion of the search warrant.

During the first hours of the search warrant SA (b) (6), was contacted by SA (b) (6), (b) (7)(C) , EPA Homeland Security Division, about a roll-off box that was fuming in one of the facility buildings. SA (b) (6), (b) advised SA (b) (6), that (b) would contact facility employees and address that issue.

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Prosecutor (b) (6), (b) (7)(C), Senior Trial Attorney, ECS USDOJ, called SA (b) (6), and asked if was possible to make copies of (b) (6), (b) (7), President, CES, daily planner that had been seized and get the copies to (b) (6). The copies of (b) (6), (b) (7)(C) daily planner were made and given to (b) (6), (b) (7), Vice President, CES, at the front gate of the facility. (b) (6), (b) (7) had requested and was allowed access and was accompanied by SA (b) (6), (b) (7) to (b) (6) office to obtain Tax documents and papers that were not included in the scope of the search warrant.

On August 06, 2009, (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C) of CES were allowed access to the facility to check equipment and turn off the boiler. (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C) returned at 6:00pm to retrieve three forklifts, a pump truck, and a tractor without a trailer attached. (b) (6), and (b) (6), (b) (7) were accompanied by SA (b) (6), (b) (7) and SA (b) (6), (b) (7).

The original signed warrant is in the case file.

ATTACHMENT

a list of seized sample jars from laboratory
a list of seized samples from search warrant

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